

**HOUSE BILL NO. 101**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES CROFT, Kerttula, Dahlstrom, McGuire

Introduced: 1/21/05

Referred: Judiciary, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1   **"An Act relating to sex trafficking and tourism."**

2   **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3    \* **Section 1.** AS 11.66 is amended by adding new sections to read:

4                                   **Article 4. Sex Trafficking.**

5               **Sec. 11.66.400. Sex trafficking.** (a) A person commits the crime of sex  
6               trafficking if the person recruits, entices, harbors, transports, provides, or obtains a  
7               person, or benefits from the recruitment, enticement, harboring, transportation,  
8               provision, or obtaining of a person to engage in a commercial sex act and the person is

9                               (1) less than 18 years of age at the time the person was recruited,  
10                              enticed, harbored, transported, provided, or obtained; or despite age,

11                             (2) forced, coerced, or fraudulently induced to engage in a commercial  
12                              sex act by

13                                       (A) threats of physical injury to, or physical restraint against  
14                                       that person or another person;

15                                       (B) means a scheme, plan, or pattern intended to cause the

1 person to believe that if the person did not perform or continue to perform  
 2 commercial sex acts that person would suffer physical injury or physical  
 3 restraint;

4 (C) abuse or threatened abuse of the law or legal process; or

5 (D) threats of physical injury to, or physical restraint of that  
 6 person or another person or by means of any scheme, plan, or pattern leading a  
 7 person to believe that they or another person would suffer physical injury or  
 8 physical restraint if that person or another person did not enter into the status  
 9 or condition of a debtor arising from a pledge by the debtor of his or her sexual  
 10 personal services or those of a person under his or her control as a security for  
 11 debt.

12 (b) In this section, "commercial sex act" means any sex act for which anything  
 13 of value is given to or received by any person.

14 (c) Sex trafficking is a class A felony.

15 **Sec. 11.66.410. Sex tours and tourism.** (a) A person commits the crime of  
 16 sex trafficking if the person

17 (1) organizes, arranges, sells, or advertises travel services or facilitates  
 18 travel to any place whatsoever for the purpose of a person's engaging in a commercial  
 19 sexual act with a person whose participation in a commercial sex act is the product of  
 20 any act or activity prohibited in AS 11.64.400;

21 (2) organizes, arranges, sells, or advertises tourism packages or  
 22 activities using and offering sexual acts as enticement for tourism; or

23 (3) provides or purports to provide access to or to facilitate the  
 24 availability of sexual services with a person whose participation in such acts is the  
 25 product of any act or activity prohibited in AS 11.64.400.

26 (b) In this section, "commercial sex act" has the meaning given in  
 27 AS 11.66.400.

28 (c) A person convicted under this section is guilty of a class A felony.